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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

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AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
TRACFONE WIRELESS INC. FOR DESIGNATION
AS AN ELIGIBLE TELECOMMUNICATIONS
CARRIER FOR THE LIMITED PURPOSE OF
OFFERING LIFELINE AND LINK UP SERVICE
TO QUALIFIED HOUSEHOLDS IN ARIZONA.

DOCKET NO. T-20664A-09-0148

PROCEDURAL ORDER

BY THE COMMISSION:

On March 24, 2009, TracFone Wireless, Inc. ("TracFone" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for designation as an Eligible Telecommunications Carrier ("ETC") for the limited purpose of offering Lifeline and Link Up service in Arizona ("Application").

On July 27, 2009, TracFone filed a First Amendment to Petition for Designation as an ETC.

On August 7, 2009, Applicant filed a Revised First Amendment to its Application.

On October 28, 2009, TracFone filed a Second Amendment to its Application.

On December 18, 2009, pursuant to A.A.C. R14-3-105 the Arizona Local Exchange Carriers Association ("ALECA") filed a Motion to Intervene in the above-captioned matter ("Motion"). The Motion states ALECA is comprised of small telephone companies and member-owned cooperatives, all of which provide local exchange telecommunications services to customers in rural, high cost areas of Arizona. In its Motion, ALECA voices its concern that TracFone's offering may unfairly duplicate the similar offerings of its member companies.

On February 8, 2010, TracFone filed a response to ALECA's Motion, stating TracFone does not object to ALECA's intervention, and that its proposed services are not the same as those offered by ALECA member companies.

To date, the Commission's Utilities Division "(Staff)" has not filed a response to ALECA's Motion.

Accordingly, Staff should file a response to ALECA's Motion to Intervene.

IT IS THEREFORE ORDERED that the Staff shall file a response to ALECA's Motion to Intervene, no later than **March 1, 2010**.

IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law in Arizona and before the Commission and admission *pro hac vice*.

IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the Rules of Arizona Supreme Court). Representation before the Commission includes appearance at all hearings and procedural conferences, as well as all Open Meetings for which the matter is scheduled for discussion, unless counsel has previously been granted permission to withdraw by the Administrative Law Judge or the Commission.

IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

Dated this 19th day of February, 2010.



YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered
this 19th day of February, 2010 to:

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By: 
Debra Broyles
Secretary to Yvette B. Kinsey